

DOUGLAS A. DUCEY
- GOVERNOR -



VICTORIA WHITMORE
- EXECUTIVE DIRECTOR -

ARIZONA STATE VETERINARY MEDICAL EXAMINING BOARD
9535 E. DOUBLETREE RANCH RD., STE. 100 ♡ SCOTTSDALE, ARIZONA 85258
PHONE: (602) 364-1-PET ♡ FAX: (602) 364-1039
VETBOARD.AZ.GOV

MINUTES
October 18, 2017
Board Room, at 8:30 a.m.
9535 E. Doubletree Ranch Rd., Board room
Scottsdale, Arizona 85258

Members Present: Dr. Les Hatfield, Ms. Nikki Frost, CVT, Ms. Jessica Creager, Dr. Christina Bertch-Mumaw, Mr. Jim Loughead, Dr. Sarah Heinrich and Dr. Darren Wright (left at 12:18pm).

Members Absent: Ms. Julie Young and Dr. J. Greg Byrne.

Staff and Legal Counsel Present: Ms. Victoria Whitmore, Executive Director; Ms. Sunita Krishna, Assistant Attorney General (A.A.G.); and Ms. Tracy Riendeau, CVT, Senior Medical Investigator.

I. CALL TO ORDER

Roll call: Dr. Bertch-Mumaw at 8:30 a.m.

II. INITIAL INVESTIGATIVE REVIEW

1. 17-107, In Re: Lynne Hoban, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Dr. Bertch-Mumaw and seconded by Dr. Hatfield to accept the Investigative Committee's findings and **dismiss** this issue with no violation. Motion passed unanimously.

2. 17-108, In Re: Edwin Kiesel, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to schedule this matter for an **Informal Interview**. Motion passed unanimously.

3. 17-110, In Re: Kathryn Cox, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

4. 17-111, In Re: Christopher Karnes, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion

was made by Dr. Heinrich and seconded by Ms. Frost to disagree with the Investigative Committee's recommendation and dismiss this issue with no violation but issue Dr. Karnes a **Letter of Concern** for failure to use more current formularies for dosing. Motion passed 6 ayes, 1 nay (Dr. Wright).

5. 17-112, In Re: Nicolette Gamez, DVM

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Dr. Bertch-Mumaw to accept the Investigative Committee's findings and **dismiss** this issue with no violation. Motion passed unanimously.

6. 18-01, In Re: Billy Hendrix, DVM

Attorney David Stoll was present and made statements on behalf of Dr. Hendrix. Maria Cervigni was present and made statements. After discussion and consideration, a motion was made by Dr. Bertch-Mumaw and seconded by Ms. Frost to schedule this matter for an **Informal Interview**. Motion passed unanimously.

7. 18-02, In Re: Nichole Westerweel, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Bertch-Mumaw to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

8. 18-03, In Re: John McWhirter, DVM

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Creager to accept the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

III. INFORMAL INTERVIEWS AND BOARD DELIBERATION

1. 17-99: In Re: Melissa Marquez, DVM

Dr. Wright and Dr. Heinrich were recused. Dr. Marquez was present telephonically, made statements and answered questions; attorney David Stoll was present. Mr. and Mrs. Larry Esrick were present, made statements and answered questions. After discussion and consideration, a motion was made by Dr. Hatfield and seconded by Ms. Frost to **dismiss** this issue with no violation. Roll call: Dr. Hatfield, aye; Ms. Frost, aye; Ms. Creager, aye; Dr. Bertch-Mumaw, aye; Mr. Loughhead, aye; Dr. Heinrich, recused and Dr. Wright, recused. Motion passed 5 ayes, 2 recusals.

2. 17-100: In Re: Megan Schaible, DVM.

Dr. Wright and Dr. Heinrich were recused. Dr. Schaible was present with attorney David Stoll, made statements and answered questions. Mr. and Mrs. Larry Esrick were present, made statements and answered questions. After discussion and consideration, a motion was made by Dr. Hatfield and seconded by Ms. Creager to **dismiss** this issue with no violation. Roll call: Dr. Hatfield, aye; Ms. Frost, aye; Ms. Creager, aye; Dr. Bertch-Mumaw, aye; Mr. Loughhead, aye; Dr. Heinrich, recused and Dr. Wright, recused. Motion passed 5 ayes, 2 recusals.

IV. ADMINISTRATIVE REVIEW OF PREVIOUS ACTIONS

1. 14-27: In Re: Monica Bunge, DVM. Monthly Board appearance as required by Consent Agreement. Board may review, discuss, and take action to modify terms of Consent Agreement.

Dr. Bunge appeared telephonically in compliance with her Board Order. After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Bertch-Mumaw to amend Dr. Bunge's Consent Agreement to quarterly appearances before the Board unless seeking employment or medical issues arise. Motion passed unanimously.

2. 17-53: In Re: Suzanne Johnsen, DVM. Board may review, discuss, and take action on additional information received regarding Continuing Education plan.

After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Creager to accept Dr. Johnsen's additional information received regarding her continuing education plan in compliance with her Board Order. Motion passed unanimously.

3. 17-26: In Re: Jeffrey Steurer, DVM. Board may review, discuss, and take action on completion of Continuing Education and submission of civil penalty as required by Board Order and may return license to Active status.

Dr. Hatfield was recused. After discussion and consideration, a motion was made by Dr. Heinrich and seconded by Ms. Creager to accept Dr. Steurer's completion of continuing education and civil penalty payment and return his license to Active status. Motion passed 6 ayes, 1 recusal.

4. 15-77 and 15-103: In Re: Refaat Ishak, DVM. Board may review, discuss, and take action on quarterly review of medical records submitted in compliance with Board Order.

No action taken.

5. 17-66: In Re: Edwin Kiesel, DVM. Board may review, discuss, and take action on remainder of Continuing Education plan as required by Board Order.

After discussion and consideration, a motion was made by Dr. Bertch-Mumaw and seconded by Ms. Creager to accept the remainder of Dr. Kiesel's continuing education plan in compliance with his Board Order. Motion passed unanimously.

6. 15-35: In Re: Walter Kurth, DVM. Board may review, discuss, and take action on completion of Continuing Education and payment of civil penalty submitted as required by Board Order.

After discussion and consideration, a motion was made by Dr. Hatfield and seconded by Dr. Wright to accept Dr. Kurth's completion of continuing education and civil penalty payment in compliance with his Board Order. Motion passed unanimously.

V. REPORTS, CORRESPONDENCE, REFERRALS AND OTHER BUSINESS

1 Board may review, discuss, and take action on veterinary technician application from:

a. Jennifer Gomez

- At 9:44am, a motion was made by Ms. Frost and seconded by Ms. Creager to go into executive session for legal advice. Motion passed unanimously.

- At 9:49am, the Board entered back into open session.

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Hatfield to deny Ms. Gomez's application as it did not meet the statutory requirements pursuant to ARS § 32-2242 (B). Motion passed unanimously.

b. Megan McElfresh

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Bertch-Mumaw to approve Ms. McElfresh's application. Motion passed unanimously.

c. Lindi Riddlehoover (Arnold)

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Wright to accept Ms. Riddlehoover's application. Motion passed unanimously.

2. Board may review, discuss, and take action on additional information submitted for request for Continuing Education approval.

a. Boehringer Ingelheim Animal Health

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Bertch-Mumaw to accept the request for continuing education for Boehringer Ingelheim Animal Health. Motion passed unanimously.

3. Board may review, discuss, and take action on Equine Dental Practitioner registration submitted by Melissa Ambrose.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to approve Ms. Ambrose's Equine Dental Practitioner registration. Motion passed unanimously.

4. Board may review, discuss, and take action on National Association of Veterinary Technicians in America (NAVTA) formation of the Veterinary Nurse Initiative Coalition.

No action taken.

5. Board may review, discuss, and take action on possible legislative action proposal regarding telemedicine, non-disciplinary action authority for mental/physical health issues, violation related to theft of medications, and other issues as identified by the Board.

- At 12:30pm, a motion was made by Dr. Hatfield and seconded by Ms. Creager to go into executive session for legal advice. Motion passed 6 ayes, 1 absent (Dr. Wright).

- At 12:40pm, the Board entered back into open session.

Dr. Sorum, President of the AzVMA was present and made statements.

No action taken.

6. Board may review, discuss, and take action regarding Sunset Review process and upcoming Committee of Reference hearing.

No action taken.

7. Board may review, discuss, and take action on allocated costs for moving agency to 1740 W. Adams, Phoenix.

Ms. Whitmore informed the Board of the allocated costs for moving the agency downtown.

8. Board may review, discuss, and take action on Investigative Committee applications submitted for veterinary positions.

After discussion and consideration, a motion was made by Dr. Bertch-Mumaw and seconded by Dr. Wright to approve Dr. Butkiewicz application for the Investigative Committee. Motion passed unanimously.

9. Board may review, discuss, and take action on veterinary license pending receipt of issuance fee.

- a. Hannah Bigelow (R)
- b. Jennifer Ebarb (R)
- c. Daina Iman (R)
- d. Christopher Smith (R)

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Wright to approve the above veterinary licenses pending receipt of issuance fee. Motion passed unanimously.

10. Executive Director report

a. New Board member appointment

Ms. Whitmore shared with the Board that Dr. Robyn Jaynes has been appointed by the Governor's office.

b. January 2018 telephonic meeting

Ms. Whitmore stated that due to the agency move in January 2018, the January Board meeting is expected to be held telephonically.

c. Sunset Review process update

Ms. Whitmore reported that she expects to soon be notified regarding the date for the Committee of Reference hearing.

VI. REVIEW AND APPROVAL OF MINUTES

a. June 21, 2017 Regular Session

Tabled for a future Board meeting.

b. June 21, 2017 Executive Session

Tabled for a future Board meeting.

c. July 19, 2017 Regular Session

Tabled for a future Board meeting.

d. July 19, 2017 Executive Session #1

Tabled for a future Board meeting.

e. July 19, 2017 Executive Session #2

Tabled for a future Board meeting.

f. September 20, 2017 Regular Session

After discussion and consideration, a motion was made by Dr. Bertch-Mumaw and seconded by Dr. Hatfield to approve the September 20, 2017 regular session minutes. Motion passed 6 ayes, 1 abstention (Dr. Heinrich).

g. September 20, 2017 Executive Session

After discussion and consideration, a motion was made by Dr. Bertch-Mumaw and seconded by Dr. Hatfield to approve the September 20, 2017 executive session minutes. Motion passed 6 ayes, 1 abstention (Dr. Heinrich).

VII. CONSENT AGENDA

A. Approval to take State Veterinary Exam

1. Moss, David (E)
2. Palmer, L. Wynn (R)
3. Palmer, Michelle (R)

Approval to take the State Veterinary Exam granted.

B. Approval to take Veterinary Technician Exam(s)

1. Avila, Edward
2. Brooks, Lauren
3. Camacho, Gabrielle
4. Conner, Danielle
5. Couling, Natassia
6. Flaherty, Barbara
7. Florencio, Armelin
8. Garcia, Samantha
9. Gayle, Gabrielle
10. Goulart, Haley
11. Henry, Elizabeth
12. Hettle, Sara
13. Houghton, Janaya
14. Klein, Kourtney
15. Knipp, Ryann
16. Laird, Heather
17. Lewis, Jamie
18. McCracken, Madison
19. McGuire, Kathryn
20. Mount, Andrew
21. Nelson, Kimberly
22. Nyby, Ariel
23. Reeves, Kellie
24. Reid, Bryana
25. Twiddy, Amanda
26. Ventos-Correia, Rien
27. Walker, Christopher
28. Wittyngan, Angelina

29. Zormeier, Daniel
30. Franklin, Meagan

Approval to take Veterinary Technician Exam(s) granted.

C. Approval of Premise Licenses

1. R2903: Phoenix Veterinary Referral & Emergency Center. New Responsible Veterinarian. Raegan Wells, DVM
2. R2904: Scottsdale Hills Animal Hospital. New Responsible Veterinarian. Mike Kiedrowski, DVM
3. R2905: Applewood Animal Hospital. New Responsible Veterinarian. Elizabeth Drummond, DVM.
4. R2906: Follow Your Heart Animal Hospital. New Premise. John Carr, DVM
5. R2907: Lap of Love. New Premise. Jordan Merrifield, DVM
6. R2908: Encanto Pet Clinic. New Owner. Timothy Ireland, DVM
7. R2909: Continental Animal Wellness Center. New Responsible Veterinarian and Owner. Alicia Bruchman, DVM
8. R2910: Dr. Kelly's Mobile Unit East. New Premise. Kelly Patriquin, DVM
9. R2911: Northern Equine LLC. New Premise. Cameron Folkers, DVM
10. R2912: Yavapai Humane Society Spay & Neuter Clinic. New Responsible Veterinarian. Katherine Bellew, DVM
11. R2913: Blue Pearl Arizona, LLC Avondale. New Responsible Veterinarian. Aaron Franko, DVM
12. R2916: Sun Lakes Chandler Animal Clinic. New Owner. Ashley Greenway, DVM

C (1), (2), (4), (5), (6), (7), (8), (9) and (11) Removed from Consent Agenda.

Approval of Premise Licenses granted.

D. Approval of Premise Scope Changes

1. R1015: University Pet Clinic. Add Mobile Unit. Richard Schorr, DVM.

Approval of Premise Scope Changes granted.

E. Approval of Animal Crematory Licenses

1. C0048. All Pets Great and Small Cremation Service LLC. New Animal Crematory. L.J. Cooper, Responsible Owner.

Approval of Animal Crematory License granted.

F. Approval of Reinstatement of Veterinary License

1. Schneider, Justine

Approval of Reinstatement of Veterinary License granted.

G. Approval of Veterinary License

1. Butler, Jarrod (E)
2. Ford, Sara (S)
3. Murtagh, Meredith (E)
4. Osterheld, Derek (E)
5. Trask, David (E)
6. Zerkel, Kira (E)

Approval of Veterinary Licenses granted.

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Bertch-Mumaw to approve the Consent Agenda as amended. Motion passed unanimously.

Items Removed From Consent Agenda

- C (1) R2903: Phoenix Veterinary Referral & Emergency Center. New Responsible Veterinarian. Raegan Wells, DVM
- C (2) R2904: Scottsdale Hills Animal Hospital. New Responsible Veterinarian. Mike Kiedrowski, DVM
- C (4) R2906: Follow Your Heart Animal Hospital. New Premise. John Carr, DVM
- C (5) R2907: Lap of Love. New Premise. Jordan Merrifield, DVM
- C (6) R2908: Encanto Pet Clinic. New Owner. Timothy Ireland, DVM
- C (7) R2909: Continental Animal Wellness Center. New Responsible Veterinarian and Owner. Alicia Bruchman, DVM
- C (8) R2910: Dr. Kelly's Mobile Unit East. New Premise. Kelly Patriquin, DVM
- C (9) R2911: Northern Equine LLC. New Premise. Cameron Folkers, DVM
- C (11) R2913: Blue Pearl Arizona, LLC Avondale. New Responsible Veterinarian. Aaron Franko, DVM

After discussion and consideration, a motion was made by Dr. Wright and seconded by Dr. Bertch-Mumaw to approve pending inspection and compliance. Motion passed unanimously.

VIII. SUMMARY OF CURRENT EVENTS

No summary of current events.

IX. CALL TO PUBLIC

No member of the public wished to speak.

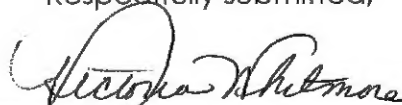
X. ESTABLISHMENT OF FUTURE MEETING DATE

The next regular meeting will be held on **Wednesday, November 15, 2017** beginning at 8:30 a.m. at 9535 E. Doubletree Ranch Road, Board Room, Scottsdale, Arizona 85258.

XI. ADJOURNMENT

The meeting adjourned at 1:06 p.m.

Respectfully submitted,



Victoria Whitmore, Executive Director